

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE

MARK A. G'FRANCISCO

Plaintiff,

v.

GOFIT, L.L.C., BOB HARPER  
ENTERPRISES, ACADEMY LTD. DBA  
ACADEMY SPORTS + OUTDOORS,  
KOHLEBERT, KRAVIS ROBERTS & CO.,  
L.P., KKR & CO., L.P., AND JOHN DOE  
CORPORATION

Defendants.

Case No.: 3:13-CV-1084

Judge Campbell  
Magistrate Judge Bryant

JURY DEMAND

ORDER :

*Motion granted.  
Counsel shall coordinate  
entry with current  
residents to minimize  
inconvenience to nonparties.  
John Bryant,  
USMJ*

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DEFENDANT GOFIT, LLC'S MOTION FOR ORDER ALLOWING ENTRY UPON LAND

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Comes now Defendant, GoFit, LLC (hereinafter "GoFit" or "Defendant"), by and through counsel, pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, and submits this its motion for an Order Allowing Defendant to enter onto the land and into the residence located at 319 Raintree Drive, Hendersonville, Tennessee (hereinafter "subject residence"), where the accident giving rise to Plaintiff's Complaint occurred for inspection, measure, survey, photographing, non-destructive testing and/or sampling.

In support of its request, the Defendant would show unto this Honorable Court the following, to-wit:

- (1) Pleadings filed by the parties to-date in that cause of action styled *Mark A. G'Francisco v. GoFit, LLC, et al.*, Case No. 3:13-cv-1084;
- (2) Memorandum of Law in Support of Motion to Allow Entry Upon Land, attached hereto as Exhibit 1;
- (3) E-Mail correspondence from defense counsel to Plaintiff's counsel dated March 11,